

U. S. WEATHER BU-
REAU, July 6.—Last
24 hours' rainfall, .01.
Temperature, max. 82;
min. 71. Weather,
cloudy to fair.

Sunday Advertiser.

SUGAR—96° Test
Centrifugals, 3.835c.;
Per Ton, \$76.70. 88
Analysis Beets, 9s,
6 3-4d.; Per Ton, \$80.

VOL. V., NO. 236.

HONOLULU, HAWAII TERRITORY, SUNDAY, JULY 7, 1907.—FOURTEEN PAGES.

Entered Jan. 19, 1903, at Honolulu, Hawaii, as Second
Class Matter, Under Act of Congress of March 3, 1879.

GEAR DEMANDS ARREST OF ALL SALOONKEEPERS

Enjoins License Board and Calls for Either a Wide Open or a Shut Down Policy.

If Attorneys A. V. Gear and T. M. Harrison had had their way last night the police court blotter would have been graced with the names of Senator McCarthy, E. S. Cunha, Scotty Meston and all the other saloonkeepers and liquor dealers of the city, each charged with selling intoxicating liquors without a license. Formal charges of violation of the Liquor Law of 1907 were laid last night by Harrison against S. Shimota, proprietor of the Headlight saloon, of Iwilei, the information being laid at the police station before Deputy Sheriff Jarrett, and against Scotty Meston, this charge being made formally before County Detective Lake by Gear.

Formal demands for the arrests of these men were made, demands accompanied by threats of prosecution and fine if the arrests were not made. But the police refused to act, the Deputy Sheriff asking for time to get into communication with Sheriff Iaukea and Detective Lake grinning cheerfully and making no answer at all.

There was one arrest made last night, however, for a violation of the Liquor law, that being Jacintho Miguel, of the Kewalo saloon. The arrest was made shortly before 10 o'clock by License Inspector Fennel. Miguel is a client of Gear's, who promptly bailed him out and then made his demands for the arrests of others, who were according to his contentions also lawbreakers equally guilty with Miguel.

The arrest and demands arise from an injunction served upon the Board of License Commissioners and the License Inspector last night, enjoining them from issuing any licenses to sell intoxicating liquors in the County of Oahu. The temporary injunction was granted late yesterday afternoon by Judge W. J. Robinson, presiding Judge of the First Circuit Court, on the petition of Jacintho Miguel, a Kakaako saloonkeeper, who was refused a renewal of his license by the Board of License Commissioners.

The ground on which the injunction is asked is that three members of the Board, a majority, are ineligible to membership under the law creating the Board, and that therefore there is no legally constituted Board, and that therefore the present Board has no legal right to issue any licenses.

The ground on which these three members, A. J. Campbell, J. A. Gilman and John Lucas are ineligible is that Campbell and Gilman are members of the Pacific Club, and Lucas is a member of the Elks club, each of which clubs is engaged in the business of selling liquors, and that therefore each of these men is directly and indirectly interested in the sale of intoxicating liquors, while the law provides that no member of the Board shall be either directly or indirectly interested in the sale of liquors.

The theory of the bill for injunction is that as the Board is not legally constituted it can not issue any licenses. Therefore the payment of the license fee by those whose applications have been approved by an illegal Board gives them no more right to sell liquor than the tender of the license fee to the Treasurer does those whose licenses have been refused by an illegal Board, of whom the complainant is one. Therefore, all have an equal right to sell, or are equally prohibited from selling, and the injunction puts it up to the Sheriff to either allow all to sell or to refuse to allow any to sell. In other words, that as there is no legal body authorized to grant licenses, there can be no licenses legally issued, and that all saloons which were licensed under the old law stand on an equal footing.

In other words that so long as this injunction stands the licenses under the old law are in full force and effect; that the only legal licenses in existence are those issued under the old law which have not yet expired.

The title of the case is Jacintho Miguel vs. Clinton G. Ballentyne, A. J. Campbell, J. A. Gilman, John Lucas, and Carlos Long, as the Board of License Commissioners for the County of Oahu, and William P. Fennell, as License Inspector for said county, and W. C. Peacock & Co., Ltd., a corporation. The bill alleges that all the parties are residents of this county. The complainant is alleged to be a property owner and taxpayer. The appointment and confirmation of the respondents is alleged. Their organization is recited, and the fact is stated that they have received applications for licenses and have granted some applications and refused others. Among others they have granted to issue licenses to those whose application it has approved. Then it recites the membership of Campbell and Gilman in the Pacific Club, and Lucas in the Elks Club, and that both clubs are engaged in the sale of intoxicants and hence that these members of the Board are directly and indirectly interested in the sale of liquor and are therefore disqualified as members.

The bill then prays for an injunction commanding all the respondents not to issue a license to W. C. Peacock & Co., or to any other person whose application for a license has been approved.

The bill is signed by the complainant, with his mark, and by T. M. Harrison as solicitor, and A. V. Gear as notary. The temporary injunction granted commands the respondents not to issue any licenses until the further order of the court. The High Sheriff is directed to summon all of the respondents to appear ten days after service of summons on them and answer the bill.

COMMISSIONERS REST EASY.

President Ballentyne of the Board of License Commissioners said late last night that he had been served with notice of the injunction, but had not yet seen or consulted with any other members of the board. He should call a meeting of the board for some time Monday, the hour to be fixed after consultation with the members.

He said he did not see exactly what was sought to be accomplished by the proceeding. It did not attack the validity of the law in any way, but merely the eligibility of three of the members. He presumed that the Attorney General would represent the board. He could not see that it would have any immediate effect.

Treasurer Campbell, who is secretary of the board, said that he did not see that the proceeding could have any immediate effect. No licenses have as yet been issued, partly because the li-

censes themselves were not ready and partly because in the rush of the beginning of the fiscal period there has not been time for the clerical work to be done. Those whose applications for licenses had been approved had paid their license fee and been given a receipt for it, the license to be issued in due course. Those thus paying their license fees and becoming entitled to licenses were considered the same as if they had their licenses and were permitted to continue doing business.

REJOICING IN KAKAOKO.

Miguel's attorney and his notary think differently, however. They both think that the effect of the injunction should be felt at once and took steps last night to make it felt. Notification of the injunction was served on Sheriff Iaukea, at least it was attempted to serve such a notice. Notice was also given to the proprietors of the Wai-lanue saloon and the Kewalo and preparations were at once commenced

KAISER'S WORDS OF WARNING



EMPEROR WILLIAM.

REP. HIGGINS ON HIS VISIT TO HAWAII

When asked by the Advertiser's special correspondent in Hilo, for a statement on Hawaiian affairs as he saw them, Hon. Edwin W. Higgins, M. C., of Connecticut, said:

"I came to these islands realizing that through a lack of information I was not competent to legislate as I was more or less compelled to do for them. I came here with no fixed ideas of their conditions or their needs. The uniform courtesy of the people, their readiness to respond to inquiries, their tolerance of my ignorance and their hospitality I freely acknowledge and want to say that I appreciated the attention shown as I know all our party does and the facilities furnished to fully acquaint one with the situation here and the problems that confront you. And they are real problems of serious moment to your well being and happiness.

"I will refrain at this time from expressing myself more fully but suffice it to say that I have a better conception now than I could ever have by listening to any testimony before a legislative committee or reading volumes of reports. I have satisfied myself of some things and know that in a week I cannot suggest a panacea for everything or grasp all that tropical, or semi-tropical if you please, America offers in the way of possibilities. Education and Christianity, the advantages of which I should say you were alive to, and the opportunity for independent individual development can do wonders."

IT IS "DOCTOR" MARK TWAIN NOW.

OXFORD, June 26.—With thirty men distinguished in politics, art, science or letters, including Premier Cam-

bell-Bannerman, Lord Chancellor Lornburn and Speaker of the House of Commons Lowther and General Booth, Mark Twain received an Oxford degree today. The visitors included Ambassador Reid and many other Americans. Lord Curzon, chancellor of the university, presided.

Reid was cheered upon entering the theater, but a great ovation was reserved for Mark Twain, the lion of the occasion. Every one rose when he was escorted to the aisle and he was applauded for a quarter of an hour. When the American humorist was presented, the students started a fire of chaffing about his books and their heroes, mixed with frequent questions such as "Where is your white suit?"

Embassador Reid received the degree of bachelor of laws, as did General Booth, the warmth of whose reception was only exceeded by that accorded to Mark Twain. The crowd waited outside the building to cheer Mark Twain, as, wearing the scarlet robes of a doctor of letters, he marched in procession to the chancellor's residence, where those honored by the degrees were entertained.

A WONDERFUL BLIND GIRL.

CHICAGO, June 24.—Miss Edith M. Griffen, the blind graduate of the McKinley High School, was greeted as the most successful girl in Chicago by thousands of Chicago high school students. She visited a number of schools that she might talk to the students. She is a student of Latin and Greek, and speaks French and German. She writes essays on the philosophical works of Herbert Spencer, Thoreau and others. She is a pianist of more than ordinary ability and dances and plays cards. She writes on a typewriter, sews, makes beds, sets the table and does other housework. She has written an essay on legends, folklore and mythology.

He Thinks White People Are Teach- ing Orientals too Much—Anglo- Japanese Alliance a Mistake.

(Associated Press Cablegrams.)

COPENHAGEN, July 7.—The Kaiser, who is here on his yacht, declares that Europeans are foolish to let Orientals copy their trade methods and secrets. He says the Anglo-Japanese alliance is a mistake.

RUSSIAN BATTALION MUTINIES.

BOBRINSK, July 7.—A battalion has mutinied here, killing three officers and wounding five.

BRAZILIAN COFFEE CROP.

RIO DE JANEIRO, July 7.—The coffee crop in the province of St. Paul is threatened by prolonged rains.

ARREST OF ANARCHISTS.

BARCELONA, July 7.—Fifteen anarchists have been arrested.

AFTERNOON CABLE REPORT.

ST. PETERSBURG, July 6.—Direct trains between this city and Vladivostok have been established and are now in operation.

TOULON, July 6.—The French battleship Hoche has been sunk in this harbor to prevent an explosion of her powder as a fire was raging near one of her magazines.

ST. LOUIS, July 6.—Eight prominent citizens of this place have been indicted on charges of being implicated in extensive coal land frauds perpetrated in the States of Colorado and Montana.

WASHINGTON, D. C., July 6.—The United States Military Post at Kahaui, Oahu, has been named Camp Shafter, in honor of the late General who commanded the American forces that captured the City of Santiago de Cuba, during the Spanish-American war.

CHICAGO, July 6.—John D. Rockefeller today occupied the witness stand in the Standard Oil inquiry in the local United States court. He testified that he had not held office in the Standard Oil Company for the past eight years and knew little concerning the company's affairs.

GOLD PIECE THAT WOULD NOT RING

The rumor that counterfeit coins are being spread all over the Territory was responsible for a little trouble which occurred in a Chinese restaurant on Hotel street last night. A Japanese got a meal which he tried to pay for with a \$5 gold piece. The coin would not ring and the Chinaman refused to take it, reporting the matter to the police.

Shortly after the Japanese came to the police station himself, and stated that he had been given the coin by the watchman on the bark St. Catherine. He had taken the coin back in the meantime, and investigation showed that it had been turned over to Capt. Saunders of the vessel. Officer Reeves inspected it and thought that it was a good coin, but slightly cracked, which prevented its ringing properly.

U. S. Marshal Hendry was notified of the matter and it will be investigated by his office.

ENTERTAINING THE CONGRESSMEN

(Special Correspondence of the Advertiser.)

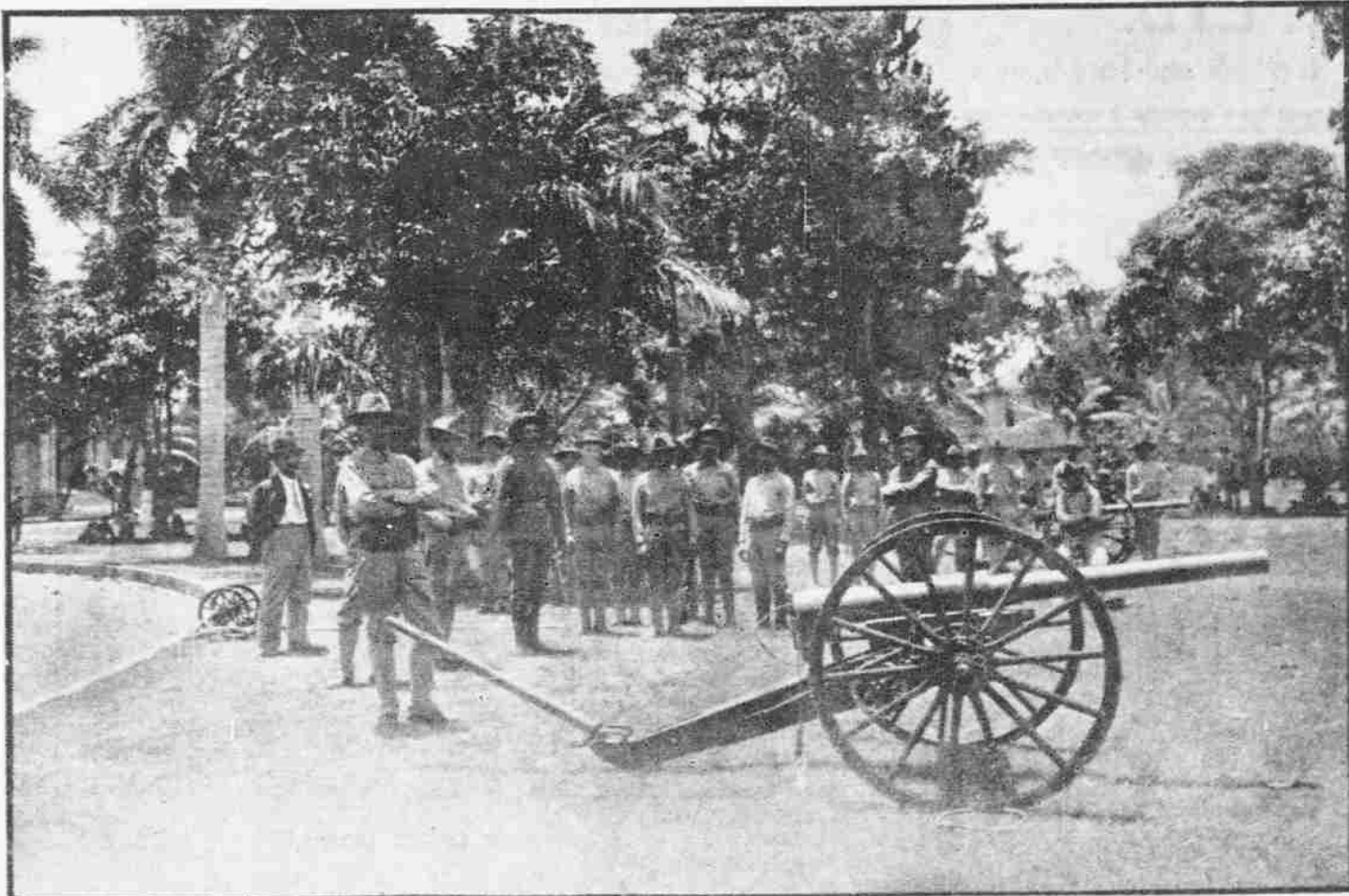
HILO, July 5.—The only entertainment provided for the visiting Congressmen here, outside of a trip over the breakwater line which was a matter of business, was a luau given by Colonel Samuel Parker and Mrs. Parker on the evening of July 3 at their Hilo home. This was the first luau that they had attended and they enjoyed every inch of it, especially as the Colonel had been thoughtful enough to provide some edibles in addition to those that usually form the component parts of a Hawaiian feast.

Congressman McKinney and Mrs. McKinney were guests of Mr. C. C. Kennedy at Waiakae; Congressman Higgins stopped at the Hotel Demosthenes with Mr. Conkling and Mr. Gilchrist Hatch, while Congressman Cocks and Miss Neeley, Congressman and Miss Reynolds were at the Weight home where they seemed to take pleasure in throwing questions at C. R. Buckland, who was also staying there with his daughters.

Delegate Kuhio held aloof from the Congressional party.

AN EXPERT FOR HAWAII

Mr. Noel Deerr, well known to our readers as the author of a standard work on sugar, has just been appointed assistant director of chemistry at the Sugar Experiment Station of the Hawaiian Planters' Association in Honolulu. While regretting the loss to our colonies of such a skilled worker, we must yet congratulate him on his appointment to a part where he will almost certainly get more scope for using his abilities than previous appointments have offered him. It is, however, a regrettable state of affairs that such men cannot apparently be kept within the Empire, because they are neither offered a sufficiently lucrative appointment nor given a free hand commensurate with their skill. Foreign employers are more generous, and consequently we are in danger of losing all our best men. Mr. Deerr is not the first British subject of his class who has gone to Hawaii, and, we fear, he will not be the last, unless more attention is given to retaining such men in our Colonies.—International Sugar Journal.



CO. B. N. G. H., WHICH FIRED THE NATIONAL SALUTE ON JULY 4.